

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

TQP DEVELOPMENT, LLC

Plaintiff,

v.

BED BATH & BEYOND, INC.,

Defendant.

CIVIL ACTION NO. 2:14-cv-566

JURY TRIAL DEMANDED

JOINT MOTION TO DISMISS ALL CLAIMS WITHOUT PREJUDICE

Pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii) and (a)(2), Plaintiff TQP Development, LLC (“TQP”) and Defendant Bed Bath & Beyond, Inc. (“BBB”), collectively the “Parties”, through their counsel of record, jointly move the Court for a dismissal of all claims between the Parties without prejudice as follows:

1. TQP consents to dismissal without prejudice of all of its claims against BBB in this suit.
2. BBB consents to dismissal without prejudice of all of its claims against TQP in this suit.
3. The Parties shall each bear their own costs and fees, including attorneys’ fees, in accordance with the above-captioned suit and the underlying transactions.

DATED August 7, 2014.

Respectfully submitted,

By: /s/ Austin Hansley
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ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I hereby certify that on August 7, 2014, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Austin Hansley
Austin Hansley